



**HALIFAX REGIONAL COUNCIL  
MINUTES  
June 14, 2016**

PRESENT: Mayor Mike Savage  
Deputy Mayor Matt Whitman  
Councillors: Barry Dalrymple  
David Hendsbee  
Bill Karsten  
Lorelei Nicoll  
Gloria McCluskey  
Tony Mancini  
Waye Mason  
Jennifer Watts  
Linda Mosher  
Russell Walker  
Stephen Adams  
Reg Rankin  
Brad Johns  
Steve Craig  
Tim Outhit

STAFF: Mr. John Traves, Acting Chief Administrative Officer  
Ms. Karen Brown, Acting Municipal Solicitor  
Mr. Kevin Arjoon, Municipal Clerk  
Ms. Phoebe Rai, Legislative Assistant  
Ms. Krista Vining, Legislative Assistant

*The following does not represent a verbatim record of the proceedings of this meeting.*

*A video recording of this meeting is available:*

[http://www.halifax.ca/site/exit.php?url=http://archive.isiglobal.ca/vod/halifax/archive\\_2016-06-14-RC.mp4.html](http://www.halifax.ca/site/exit.php?url=http://archive.isiglobal.ca/vod/halifax/archive_2016-06-14-RC.mp4.html)

*The agenda, supporting documents, and information items circulated to Council are available online:*

<http://www.halifax.ca/council/agendasc/160614rc-agenda.php>

*The meeting was called to order at 1:00 p.m., and recessed at 3:02 p.m. Council reconvened at 3:20 p.m. and recessed at 5:17 p.m. Council reconvened in at 6:00 p.m. and moved into an In Camera (In Private) session at 6:57 p.m. Council reconvened at 9:08 p.m. and adjourned at 9:10 p.m.*

**1. CALL TO ORDER**

The Mayor called the meeting to order at 1:00 p.m. and Council stood for a moment of reflection.

**2. SPECIAL COMMUNITY ANNOUNCEMENTS & ACKNOWLEDGEMENTS**

Councillors noted a number of special community announcements and acknowledgements.

**3. APPROVAL OF MINUTES – NONE**

**4. APPROVAL OF THE ORDER OF BUSINESS AND APPROVAL OF ADDITIONS AND DELETIONS**

Deferred: Item 16.1.1 – Property Disposal – Parcel RL-F – Walcot Run, PID No. 41194846 – *Private and Confidential Report*

The Mayor advised that he and the Deputy Mayor would both be leaving the meeting early, and Council agreed that Councillor Nicoll would assume the Chair at that time.

MOVED by Councillor Johns, seconded by Councillor McCluskey,

**THAT the agenda be approved as amended.**

Two-third majority vote required.

**MOTION PUT AND PASSED.**

- 5. BUSINESS ARISING OUT OF THE MINUTES – NONE**
- 6. CALL FOR DECLARATION OF CONFLICT OF INTERESTS – NONE**
- 7. MOTIONS OF RECONSIDERATION – NONE**
- 8. MOTIONS OF RESCISSION – NONE**
- 9. CONSIDERATION OF DEFERRED BUSINESS – NONE**
- 10. NOTICES OF TABLED MATTERS – NONE**
- 11. PUBLIC HEARING – 6:00 P.M. – NONE**

**12. CORRESPONDENCE, PETITIONS & DELEGATIONS**

**12.1 Correspondence**

The Clerk noted that correspondence was received for items 14.1.5 and 14.1.7. This correspondence was circulated to Council.

For a detailed list of correspondence received please refer to the specific agenda item.

**12.1.1 Fly-Past Request – Canada Day Official Opening Ceremony**

The following was before Council:

- Correspondence dated May 5, 2016 from Jeff Wall

MOVED by Councillor Mason, seconded by Councillor Mancini

**THAT Halifax Regional Council grant permission for a flypast from 12 Wing Shearwater at levels as low as 500 feet above the highest obstacle on Friday July 1, 2016 at 12:00 pm over the Halifax Citadel National Historic Site, as part of the Canada Day Official Opening Ceremony.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

**12.2 Petitions**

**12.2.1 Councillor Mason**

Petition submitted containing twenty-six signatures requesting that Regional Council address issues with lack of available on street parking for residents of Birmingham Street between Clyde Street and Morris Street, and to provide adequate parking for those taxpayers/residents whose homes have inadequate parking and/or do not have driveways and have no other option but to park on the street.

Councillor Mason requested that the petition be forwarded to staff for their information.

**13. INFORMATION ITEMS BROUGHT FORWARD – May 31, 2016**

**13.1 Councillor McCluskey – Regina & Saskatoon Housing Development Incentives (Supplementary Information Report)**

The following was before Council:

- A staff supplementary information report dated April 6, 2016

Councillors provided commentary with respect to housing development incentives.

Mr. Bob Bjerke, Director of Planning and Development responded to questions of clarification. He advised that the Halifax Housing Partnership had been engaged in a needs assessment, and there will be a report coming to the Community Planning and Economic Development Standing Committee regarding targets that have been adopted to help focus efforts in that regard.

Responding to a question regarding the Halifax Economic Growth Plan, Mr. John Traves, Acting Chief Administrative Officer indicated that staff would be coming forward with recommendations to operationalize items from the plan including housing.

**14. REPORTS**

**14.1 CHIEF ADMINISTRATIVE OFFICER**

**14.1.1 Award – Unit Price Tender No. 16-200 – McQuarrie Bridge Replacement**

The following was before Council:

- A staff recommendation report dated May 30, 2016

MOVED by Councillor Dalrymple, seconded by Councillor Hendsbee

**THAT Halifax Regional Council:**

- 1. Award Tender No. 16-200, McQuarrie Bridge Replacement – Central Region, to the lowest bidder meeting specifications, Dexter Construction Company Limited for a Total Tender Price of \$1,365,106 (net HST included) with funding from Project Account Nos. CRU01077- Bridges, and CTU01086 – Intersection Improvement Program, as outlined in the Financial Implications section of the staff report dated May 30, 2016;**
- 2. Award the construction administration and site supervision component of RFP 15-303, Engineering Services for the Replacement Design of the McQuarrie Bridge, to WSP Canada Inc. for an estimated fee of \$66,076 (net HST included) from Project Account No. CRU01077- Bridges, as outlined in the Financial Implications section of the staff report dated May 30, 2016.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

**14.1.2 Award – Unit Price Tender No. 16-218 – Asphalt Overlays Phase 1 – Various Locations**

The following was before Council:

- A staff recommendation report dated May 24, 2016

MOVED by Councillor Mosher, seconded by Deputy Mayor Whitman

**THAT Halifax Regional Council award Tender No. 16-218, Asphalt Overlays Phase 1 – Various Locations, to the lowest bidder meeting specifications, Cumberland Paving & Contracting Limited for a Total Tender Price of \$1,198,245 (net HST included) with funding from Project Account No. CR000005 – Street Recapitalization, as outlined in the Financial Implications section of the staff report dated May 24, 2016.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

**14.1.3 Award – Unit Tender Price No. 16-244 – Proposed Paving Renewal & New Concrete Curb & Gutter, Merrimac Drive – East Region**

The following was before Council:

- A staff recommendation report dated May 14, 2016

MOVED by Councillor Nicoll, seconded by Councillor Hendsbee

**THAT Halifax Regional Council award Tender No. 16-244, Proposed Paving Renewal & New Concrete Curb & Gutter, Merrimac Drive – East Region, to the lowest bidder meeting specifications, Dexter Construction Company Limited for a Total Tender Price of \$560,225 (net HST included) with funding from Project Account No. CR000005 – Street Recapitalization and CRU01079 – Other Road Related Works, as outlined in the Financial Implications section of the staff report dated May 14, 2016.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

**14.1.4 First Reading Proposed By-Law A-404 – Amendments to By-Law A-400, Respecting Alternative Voting – Elections By-Law**

The following was before Council:

- A staff recommendation report dated May 25, 2016

MOVED by Councillor Watts, seconded by Councillor Mason

**THAT Halifax Regional Council give First Reading to proposed By-law A-404, further amending By-law A-400, the Alternative Voting By-law, as set out in Attachment 2 of the staff report dated May 25, 2016.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

**14.1.5 Open Air Burning – Increasing Minimum Distance for Outdoor Wood Burning Appliances**

The following was before Council:

- A staff recommendation report dated May 16, 2016
- Correspondence received from Shawn Comeau, Sandy MacNeil, Fred and Janice Keating, Tim Feeley, Kirk Slaunwhite, Margaret (Margie) Power, Trevor Murphy, Mark Weinberg, Charles Bourne, Sandra Wells, Patricia Oakley, Gina Patterson, Jeff Pineau, Lisa Benoit, Peter Randell, Sherry Annand, Bonnie Haywood, Charles Mitchell, Nathan Lewis, Sarah MacDonald, Elissa Barnard, Brittany Rioux, Rob Chambers, Leslie Harnish, Julia Kemp, Tiffany and Travis Page, Erin Hodge, Donna Manning and Ron Link, Paul Smith, Kellie McLeod, Shauna Wadden, Dawn Priest, Jason Barnes, René Doucet, Amanda Sheppard, Andre Samson, Erin Olejnik, Ada-Marie Davies, David Seymour, Matthew Edwards, Jim Arkwright, Debbie Fraser, Jennifer Shaw, Patricia Oakley, Autumn Bell, Joe Benson, Craig Sheppard, Jamie Gill, Glen Harnish, Kimberley MacLean, Liz McKenna, John van Gurp, Bryn Jones-Vaillancourt, Glenn Fraser, Derek Richard, Shelley Winters, Joe Adams, Amanda Jayne, Melanie Driscoll, Eric Stotts, Kimberly Peters, Jeff McCrossin, Alana Ingram, Iain Grant, Tricia Crowell, Charlene Currie, Debora Crooks, N. Jollymore, F. Crease, Benjamin Hewitt, Doug Peters, Kimberley Lapierre, Brent Snow, Sam Marriott, Jamie Langevin, Troy Arseneault, Patricia Neves, Nicole Bolivar, Melissa Day, Denis Gaudreault, Annette Daigle, Lisa Terzella, Stuart Starritt, Myles Thompson, Ginelle Starritt, Rody Maloney, Sean Fleming, Jenna Cox, Vanessa Smith, Tim Chisholm, Gregory J. Murphy, Anne Campbell, Nancy Dorey, Angela Robinson, Katie Logan, Shawna Eason and Jimmy Bowes, Kristen Lavallee, Kevin Seaboyer, Cathie Lrue, Jamie Welsh, Chris DeViller, Debbie DeViller, Jennifer Hudder, Mat Budreski, Scott Weissent, Joanne Dwyer, Heather MacDonald, Robin Gilliam, Tammy Power, Margot, Woody, and Connor MacNeil, Keith Helpard and Patricia Helpard, Glenn Dwyer, Colin MacPhail, Holly Kuhn, Matthew Melvin, Phil Sampson, Danielle Peveril, Stacey Campbell, Renée Gibson, Kim Pickup, Cynthia Fitzner, Courtney Brown, Michelle and Darren Thurier, Bernice Perry, Carrie McLeod, Allen Snow, Daphne Reid, Phil Roach, Jennifer Colbert, Tina Carver, Melissa Weagle, Stephen Piercey, Cory Coffin, Shannon MacIver, Chris Nichols, Sean Sangster, Diane Snowdon, and Tiffany Hodder.

MOVED by Councillor Karsten, seconded by Deputy Mayor Whitman

**THAT Halifax Regional Council direct staff to prepare amendments to By-law O-109, *the Open Air Burning By-law*, to:**

1. (a) **Prohibit open air burning and the use of outdoor solid fuel burning appliances on residential property unless a property as a septic field (2,900m<sup>2</sup>), and**  
(b) **If a residential property has a septic field, to restrict open air burning to a minimum distance of 50 (15.24m) feet from any structure;**
2. **Prohibit any type of homemade outdoor wood burning device, such as a modified propane barbeque to burn wood or a modified steel drum to burn wood;**
3. **Prohibit homemade food smokers; and**
4. **Restrict industrial burning permits to a minimum area of 1 acre (43,560ft<sup>2</sup> or 4,046m<sup>2</sup>);**  
**and return to Council for consideration of the proposed amendments.**

Mr. Roy Hollett, Deputy Fire Chief responded to questions of clarification, noting the following:

- The Fire Department received over 500 reports in the last year of illegal burning, with 25% being non-compliant;

- Fines for violating the by-law are \$412; however, Fire Officers prefer a more proactive approach with enforcement as a last resort;
- There have been no structural fires caused by backyard fires since the by-law was revised;
- There are time restrictions in place: from March 15 to October 15, fires are only permitted between 2pm and midnight, and may be restricted further depending on conditions.

Highlights of the ensuing discussion include:

- Having backyard open air fires creates a sense of community and is an outdoor activity that low-income households can enjoy at very little cost;
- An education campaign would raise awareness regarding the lawful use of these appliances;
- Smoke from open air fires may prevent neighbours from fully enjoying their property, and Council should consider restricting the hours further or a no burn zone where there are medical concerns;
- A no burn zone would be difficult to implement as it can be difficult to prove ill effects of smoke;
- Councillors questioned whether bylaw services could be more involved in enforcing the regulations, and whether fines could be imposed for nuisance calls to Fire Services.

Council recessed at 3:02 p.m. and Mayor Savage left the meeting.

Council reconvened at 3:20 p.m., with Deputy Mayor Whitman assuming the Chair.

It was noted that the motion would prohibit the use of homemade appliances built to safety standards.

MOVED by Councillor Mason, seconded by Councillor Rankin

**THAT clauses 2 and 3 of the motion be amended to include the word “unsafe” in front of “homemade outdoor wood burning device” and “homemade food smokers,” respectively, which would require these appliances to be certified by an engineer.**

Several Councillors questioned the practicality of the amendment, indicating that the cost may be excessive and it is not clear what type of engineer would issue the certificates.

**MOTION TO AMEND PUT AND DEFEATED.** (4 in favour, 12 against)

In favour: Councillors: Mancini, Mason, Rankin and Craig.

Against: Deputy Mayor Whitman, Councillors: Dalrymple, Hendsbee, Karsten, Nicoll, McCluskey, Watts, Mosher, Walker, Adams, Johns, and Outhit.

Not present: Mayor Savage

The question was called on the main motion, with Council agreeing to consider each part separately.

**THAT Halifax Regional Council direct staff to prepare amendments to By-law O-109, *the Open Air Burning By-law*, to:**

1. (a) **Prohibit open air burning and the use of outdoor solid fuel burning appliances on residential property unless a property as a septic field (2,900m<sup>2</sup>), and**  
(b) **If a residential property has a septic field, to restrict open air burning to a minimum distance of 50 (15.24m) feet from any structure;**

**MOTION PUT AND DEFEATED.** (1 in favour, 15 against)

In favour: Councillor Watts.

Against: Deputy Mayor Whitman, Councillors: Dalrymple, Hendsbee, Karsten, Nicoll, McCluskey, Mancini, Mason, Mosher, Walker, Adams, Rankin, Johns, Craig and Outhit.

Not present: Mayor Savage

- 2. Prohibit any type of homemade outdoor wood burning device, such as a modified propane barbeque to burn wood or a modified steel drum to burn wood;**

**MOTION PUT AND DEFEATED.** (8 in favour, 8 against)

In favour: Councillors: Karsten, Nicoll, McCluskey, Mason, Watts, Walker, Craig and Outhit.

Against: Deputy Mayor Whitman, Councillors: Dalrymple, Hendsbee, Mancini, Mosher, Adams, Rankin, and Johns.

Not present: Mayor Savage

- 3. Prohibit homemade food smokers; and**

**MOTION PUT AND DEFEATED.** (8 in favour, 8 against)

In favour: Councillors: Karsten, Nicoll, McCluskey, Mason, Watts, Walker, Craig and Outhit.

Against: Deputy Mayor Whitman, Councillors: Dalrymple, Hendsbee, Mancini, Mosher, Adams, Rankin, and Johns.

Not present: Mayor Savage

- 4. Restrict industrial burning permits to a minimum area of 1 acre (43,560ft<sup>2</sup> or 4,046m<sup>2</sup>);  
and return to Council for consideration of the proposed amendments.**

**MOTION PUT AND PASSED.** (11 in favour, 5 against)

In favour: Councillors: Karsten, Nicoll, Mancini, Mason, Watts, Walker, Adams, Rankin, Johns, Craig and Outhit

Against: Deputy Mayor Whitman, Councillors: Dalrymple, Hendsbee, McCluskey, and Mosher.

Not present: Mayor Savage

MOVED by Councillor Walker, seconded by Councillor Johns

**THAT Halifax Regional Council request a staff report from Legal Services with respect to open air burning and persons with medical reasons for smoke sensitivity having a no burn area around their home.**

A brief discussion ensued. Highlights include:

- The report should consider how to identify “persons with medical reasons,” and whether the onus should be on those impacted by smoke to demonstrate that they have a medical condition;
- There is a similar no use area in the by-law respecting pesticide use;
- There was some debate regarding whether the analysis should include implications on burning in close proximity to persons with pre-existing medical conditions that could be exacerbated by smoke, but the mover indicated this would not be a friendly amendment.

**MOTION PUT AND PASSED.** (13 in favour, 3 against)

In favour: Councillors Dalrymple, Karsten, Nicoll, McCluskey, Mancini, Mason, Watts, Walker, Adams, Rankin, Johns, Craig, and Outhit.

Against: Deputy Mayor Whitman, Councillors Hendsbee and Mosher.

Not present: Mayor Savage

MOVED by Councillor Watts, seconded by Councillor Nicoll

**THAT Halifax Regional Council request a staff report considering options for reducing the hours for burning in the Halifax Regional Municipality.**

A brief discussion ensued with some Councillors promoting the view that the burning hours are sufficient as they are, with other Councillors suggesting that reducing the hours may help to mitigate the negative effects of smoke in the community.

**MOTION PUT AND DEFEATED.** (7 in favour, 9 against)

In favour: Councillors: Nicoll, McCluskey, Mason, Watts, Walker, Rankin and Outhit.

Against: Deputy Mayor Whitman, Councillors: Dalrymple, Hendsbee, Karsten, Mancini, Mosher, Adams, Johns and Craig

Not present: Mayor Savage

MOVED by Councillor Watts, seconded by Councillor Nicoll

**THAT Halifax Regional Council request staff to implement a renewed education campaign that provides rules and regulations for open air burning in Halifax Regional Municipality that includes hours, approved devices, process for lodging a complaint, link to GIS mapping that outlines legal open air burning areas in HRM at neighbourhood level and enforcement implications.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage

MOVED by Councillor Watts, seconded by Councillor Craig

**THAT Halifax Regional Council request a staff report on options for how enforcement of the Open Air Burning By-law can be implemented in an effective manner in the Halifax Regional Municipality.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage

**14.1.6 Case 18120 – Municipal Planning Strategy and Land Use By-Law Amendments for 348 Purcell's Cove Road, Halifax – Supplementary Report**

The following was before Council:

- A staff supplementary recommendation report dated May 20, 2016
- A staff supplementary information report dated February 1, 2016
- A staff recommendation report dated June 29, 2015
- An Extract of Minutes from the February 23, 2016 meeting of Regional Council

Mr. John Traves, Acting Chief Administrative Officer left the meeting at 4:28 p.m. and Ms. Jane Fraser, Acting Deputy Chief Administrative Officer joined the meeting.

MOVED by Councillor Adams, seconded by Councillor Rankin

**THAT Halifax Regional Council refuse the request to amend the Halifax Municipal Planning Strategy (MPS) and Halifax Mainland Land Use By-law (LUB) to permit existing buildings and land uses (single unit dwelling and accessory buildings) at 348 Purcell's Cove Road, Halifax.**

Councillor Adams indicated that if Council defeats the staff recommendation he would be prepared to move one of the alternatives from the staff report dated May 20, 2016.

Mr. Joshua Judah, Senior Solicitor and Mr. Paul Sampson, Planner responded to questions of clarification, noting:

- If the property owner is permitted to retain the violating buildings and uses there is a risk from a prosecution perspective that it will be difficult to argue deterrence, undermining the municipality's ability to enforce the law;
- Approving the motion on the floor would not necessarily lead to demolition, as the property owner could pursue alternatives including acquiring land from a neighbour to achieve the required setback, renovating to address land use issues, etc.

A brief discussion ensued, with several Councillors noting that it would be very difficult for the property owner to address the violations without demolishing the dwelling.

**MAIN MOTION PUT AND DEFEATED.** (7 in favour, 9 against)

In favour: Councillors: Hendsbee, Nicoll, Mancini, Mason, Watts, Walker, and Craig.

Against: Deputy Mayor Whitman, Councillors: Dalrymple, Karsten, McCluskey, Mosher, Adams, Rankin, Johns, and Outhit.

Not present: Mayor Savage.

MOVED by Councillor Adams, seconded by Councillor Karsten

**THAT Halifax Regional Council give First Reading to the proposed amendments to the Halifax Municipal Planning Strategy and the Halifax Mainland Land Use By-law as set out in attachments A and B of the staff report dated May 20, 2016; and THAT staff be directed to schedule a public hearing.**

**MOTION PUT AND PASSED.** (12 in favour, 4 against)

In favour: Deputy Mayor Whitman, Councillors: Dalrymple, Karsten, McCluskey, Mancini, Mosher, Walker, Adams, Rankin, Johns, Craig, and Outhit.

Against: Councillors: Hendsbee, Nicoll, Mason, and Watts.

Not present: Mayor Savage.

Mr. John Traves, Acting Chief Administrative Officer returned to the meeting at 4:59 p.m.

#### **14.1.7 Case 20312 – Non-Substantive Amendments to Existing Development Agreement, Lower Water and Bishop Streets, Halifax**

The following was before Council:

- A staff recommendation report dated May 20, 2016
- Correspondence dated June 13, 2016 from Elizabeth Pacey

MOVED by Councillor Mason, seconded by Councillor Walker

**THAT Halifax Regional Council:**

1. Approve, by resolution, the proposed amending development agreement, which shall be substantially of the same form as set out in Attachment A of the staff report dated May 20, 2016, to allow for changes to the upper levels and ground-floor corner entrance of the “Alexander” development at Lower Water and Bishop Streets, Halifax;
2. Require that the proposed amending development agreement be signed by the property owner within 120 days, or any extension thereof granted by Council on request of the property owner, from the date of final approval by Council and any other bodies as necessary, including applicable appeal periods, whichever is later; otherwise this approval will be void and obligations arising hereunder shall be at an end.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage

**14.1.8 Old Sackville Road Bridges (BR39 and BR40)**

The following was before Council:

- A staff recommendation report dated May 17, 2016

MOVED by Councillor Craig, seconded by Councillor Johns

**THAT Halifax Regional Council direct staff to proceed with the design and subsequent tendering of the capital improvements required for two bridges located on Old Sackville Road, Lower Sackville (referenced as BR39 and BR40) as outlined in the staff report dated May 17, 2016, notwithstanding the unresolved dispute with the Province about ownership and responsibility for the structures.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage

**14.1.9 Proposed Property Acquisition – Sidney Crescent, Eastern Passage**

The following was before Council:

- A staff recommendation report dated May 31, 2016

MOVED by Councillor Karsten, seconded by Councillor McCluskey

**THAT Halifax Regional Council direct staff to not acquire the 16,600 square foot parcel of parkland at PID#00354589, Eastern Passage, from the Nova Scotia Department of Justice.**

Councillor Karsten provided commentary with respect to the history of the matter, and he indicated that the purchase price of the parcel would be one dollar.

In response to questions of clarification, Ms. Denise Schofield, Manager, Program Support Services noted that should the municipality acquire the property, it would be responsible for its maintenance and required upgrades. A full site assessment would need to be completed in order to estimate the costs involved.

**MAIN MOTION PUT AND DEFEATED.** (1 in favour, 15 against)

In favour: Councillor Rankin

Against: Deputy Mayor Whitman, Councillors: Dalrymple, Hendsbee, Karsten, Nicoll, McCluskey, Mancini, Mason, Watts, Mosher, Walker, Adams, Johns, Craig, and Outhit.

Not present: Mayor Savage

MOVED by Councillor Karsten, seconded by Councillor Hendsbee

**THAT Halifax Regional Council direct staff to initiate acquisition of the parcel at PID#00354589 from the Nova Scotia Department of Justice for parkland use for \$1.00.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage

**14.1.10 Proposed Amendments to Administrative Order 45, Respecting Private Road Maintenance – Road Maintenance Fee for Shiloh and Karla Drive Road Association**

The following was before Council:

- A staff recommendation report dated May 10, 2016

MOVED by Councillor Adams, seconded by Councillor Walker

**THAT Halifax Regional Council:**

- 1. Approve an annual uniform charge of no more than \$700.00 per property, to be applied against properties abutting Shiloh Drive and Karla Lane, as depicted in the map shown in Appendix A of the staff report dated May 10, 2016, effective with the 2016-17 fiscal year for the purpose of funding the road maintenance activities of the Shiloh and Karla Drive Road Association.**
- 2. Approve amending Administrative Order 45, Respecting Private Road Maintenance, by adding Schedule 14, respecting a Uniform Charge for the Shiloh and Karla Drive Road Association, attached as Appendix B to the staff report dated May 10, 2016.**
- 3. Subject to the approval of Schedule 14 of Administrative Order 45, authorize the Mayor and Clerk to sign on behalf of HRM, an Agreement between HRM and the Association in the form approved by Regional Council on February 11, 2014.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage

Council agreed to consider item 14.3.1 next.

**14.3.1 Councillor Nicoll – Taxi Zone**

The following was before Council:

- A Request for Council's Consideration form submitted by Councillor Nicoll

MOVED by Councillor Nicoll, seconded by Councillor Hendsbee

**THAT Halifax Regional Council request a staff report to consider amending Administrative Order # 39 Section 6.0 to include section 6.1 (d):**

**6.0 ZONES**

**6.1 The Municipality is divided into the following three zones for the licensing of taxis:**

- (a) the County Zone, being the area of the Halifax Regional Municipality that is not within either the Dartmouth zone or the Halifax zone.
  - (b) the Dartmouth Zone, being the geographical area of the former City of Dartmouth.
  - (c) the Halifax Zone, being the geographical area of the former City of Halifax and the areas also known as Harrietsfield, Sambro, Ketch Harbour and Portuguese Cove.
- 6.1 (d) Notwithstanding the foregoing, both the County Zone and the Dartmouth Zone shall include the areas lying within the boundaries of the communities of Cole Harbour and Westphal.

Council agreed to debate the matter when Council reconvenes. Council recessed at 5:17 p.m. and reconvened at 6:00 p.m. with Councillor Nicoll as Acting Chair.

MOVED by Councillor Rankin, seconded by Councillor Karsten

**THAT the motion be amended to direct staff to consult with the Taxi & Limousine Liaison Group and that the staff report be send to the Transportation Standing Committee.**

**MOTION TO AMEND PUT AND PASSED UNANIMOSULY.**

Not present: Mayor Savage, Deputy Mayor Whitman and Councillor Johns

Councillor Hendsbee requested a friendly amendment that section 6.1(d) include the communities of Lake Loon and Cherry Brook, to which Council agreed.

The motion before Council now reads:

MOVED by Councillor Nicoll, seconded by Councillor Hendsbee

**THAT Halifax Regional Council:**

1. Request a staff report to the Transportation Standing Committee to consider amending Administrative Order #39 Section 6.0 to include section 6.1 (d):  
**6.0 ZONES**  
6.1 The Municipality is divided into the following three zones for the licensing of taxis:
  - (a) the County Zone, being the area of the Halifax Regional Municipality that is not within either the Dartmouth zone or the Halifax zone.
  - (b) the Dartmouth Zone, being the geographical area of the former City of Dartmouth.
  - (c) the Halifax Zone, being the geographical area of the former City of Halifax and the areas also known as Harrietsfield, Sambro, Ketch Harbour and Portuguese Cove.6.1 (d) Notwithstanding the foregoing, both the County Zone and the Dartmouth Zone shall include the areas lying within the boundaries of the communities of Cole Harbour, Westphal, Lake Loon and Cherry Brook.
2. Direct staff to consult with the Taxi & Limousine Liaison Group respecting amendments to Administrative Order #39 Section 6.0 – Zones.

**MOTION AS AMENDED PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage, Deputy Mayor Whitman and Councillor Johns

**14.1.11 First Reading Proposed By-law M-200, Respecting Minimum Standards for Residential Occupancies and Administrative Order 15, Respecting License, Permit and Processing Fees**

The following was before Council:

- A staff recommendation report dated April 15, 2016

MOVED by Councillor Mason, seconded by Councillor Craig

**THAT Halifax Regional Council:**

1. **Give First Reading to proposed By-Law M-200, Respecting Minimum Standards for Residential Occupancies, which will repeal and replace By-law M-100 as set out in Appendix A of the staff report dated April 15, 2016; and**
2. **Direct staff to conduct a facilitated workshop with ACORN (Association of Community Organizations for Reform Now), IPOANS (Investment Property Owners Association of Nova Scotia), AHANS (Affordable Housing Association of Nova Scotia), Housing NS, Dalhousie Student Union, Dalhousie University, Saint Mary's University, University of King's College, Students NS, Navigator Street Outreach, and other stakeholders as necessary, the purpose of which is the development of a residential building licensing model and return to Regional Council with a recommendation.**

Council entered into discussion with staff responding to questions respecting rooming houses. During the discussion, staff was asked to invite Shelter Nova Scotia and the Salvation Army to be stakeholders. Further, that the student unions for Kings College and St. Mary's University be included in the facilitated workshop.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage, Deputy Mayor Whitman and Councillor Johns

**14.1.12 Appointment of Chief Planner as a Development Officer**

The following was before Council:

- A staff recommendation report dated May 11, 2016

MOVED by Councillor Watts, seconded by Councillor Mason

**THAT Halifax Regional Council:**

1. **Appoint Robert (Bob) Bjerke as a Development Officer for the Halifax Regional Municipality in accordance with Subsection 258 (1) of the Halifax Regional Municipality Charter; and**
2. **The appointment becomes effective as soon as approved by Regional Council.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage, Deputy Mayor Whitman and Councillor Johns

**14.1.13 First Reading Proposed By-Law A-701, Amendment to By-law A-700, Respecting Animals and Responsible Pet Ownership – Amend By-law A-700 to Exempt Bees**

The following was before Council:

- A staff recommendation report dated May 19, 2016

MOVED by Councillor McCluskey, seconded by Councillor Mancini

**THAT Halifax Regional Council give First Reading to proposed By-Law A-701, amending By-Law A-700, Respecting Animals and Responsible Pet Ownership, to clarify that clause 8(1)(a) does not apply to bees owned by beekeepers registered under the Bee Industry Act as set out in Appendix B to the staff report dated May 19, 2016.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage, Deputy Mayor Whitman and Councillor Johns

**14.2 HERITAGE ADVISORY COMMITTEE**

**14.2.1 Case H00423 – Substantial Alteration to the Green Lantern Building, 1581-89 Barrington Street, Halifax, a Municipally Registered Heritage Property**

The following was before Council:

- A recommendation report submitted by the Chair of the Heritage Advisory Committee dated March 31, 2016, with attached staff report dated January 28, 2016

MOVED by Councillor Mason, seconded by Councillor Hendsbee

**THAT Halifax Regional Council approve substantial alteration to the Green Lantern Building, 1581-89 Barrington Street, Halifax as presented in the January 28, 2016 staff report.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage, Deputy Mayor Whitman and Councillor Johns

**14.2.2 Request to Expedite Staff Report RE Map 6, Heritage Resources – Downtown Halifax Secondary Municipal Planning Strategy**

The following was before Council:

- A recommendation report submitted by the Chair of the Heritage Advisory Committee dated May 31, 2016

MOVED by Councillor Hendsbee, seconded by Councillor Mason

**THAT Halifax Regional Council expedite the request for staff report approved by Council on May 10, 2016 in regard to Map 6, Heritage Resources – Downtown Halifax Secondary Municipal Planning Strategy.**

Staff responded to questions related to prioritizing and strategically aligning resources to expedite Council's priority requests, explaining the process for setting deliverables around reporting back to Council.

Members expressed concern with the impact to other projects.

**MOTION PUT AND PASSED. (8 in favour, 6 against)**

In favour: Councillors Hendsbee, Nicoll, Mancini, Mason, Watts, Mosher, Rankin and Craig

Against: Councillors Dalrymple, Karsten, McCluskey, Walker, Adams and Outhit

Not present: Mayor Savage, Deputy Mayor Whitman and Councillor Johns

**14.2 MEMBERS OF COUNCIL**

**14.3.1 Councillor Nicoll – Taxi Zone**

This matter was addressed earlier in the meeting, See page 11.

**14.3.2 Councillor Mason – Sidewalk Café**

The following was before Council:

- A Request for Council's Consideration form submitted by Councillor Mason

MOVED by Councillor Mason, seconded by Councillor Watts

**THAT Halifax Regional Council request a staff report regarding possible amendments to By-Law S-1000 "Respecting the Regulation of Sidewalk Cafés" to allow a requirement for a surety or bond to be provided by a tenant which could be used to cover the cost of the removal of the sidewalk café if the tenant goes out of business.**

Council entered into discussion on the motion with additional clarification being provided on the permission process in allowing tenants to have sidewalk cafés and provide security in the event the tenant goes out of business and the municipality incurs cost to remove the sidewalk café. During the discussion members spoke to the timeliness for staff to report back to Council.

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage, Deputy Mayor Whitman and Councillor Johns

**15. MOTIONS – NONE**

Notices of Motion were given at this time.

**18. NOTICES OF MOTION**

At this time Councillor Nicoll stepped down as Acting Chair and Councillor Karsten assumed the chair.

**18.1 Councillor Nicoll**

"TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on June 21, 2016, I propose to request a staff recommendation report with respect to Administrative Orders 29, Respecting HRM Civic Addressing Policies, Administrative Order 46, the HRM Asset Naming Administrative Order, and By-law C-300, the Civic Addressing By-law, to allow the renaming of Forest Hills Parkway to Sidney Crosby Parkway and that staff be directed to forward the draft amendments for Regional Council consideration no later than July 26, 2016."

Councillor Nicoll resumed as Acting Chair and Councillor Karsten took his seat.

**18.2 Councillor Hendsbee**

"TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on June 21, 2016, I propose to move amendments to Administrative Order 29, *Respecting Civic Addressing Policies*, the purpose of which is to approve the naming of two new public streets and seven new private lanes for the period from April 1 – May 31, 2016."

**18.3 Councillor Mason**

"TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on June 21, 2016, I propose to:

1. Introduce proposed By-Law A-501, which will amend By-Law A-500, *Respecting the By-Law to Amend By-Laws*, in order to amend By-Law B-201, *Respecting the Building Code*; By-Law E-200, *Respecting Encroachments Upon, Under or Over a Street*; and, By-Law S-300, *Respecting Streets*; and
2. Introduce proposed Administrative Order 2016-003-ADM, *Respecting Construction Site Management*.

The purpose of which is to Develop Construction Mitigation Guidelines, as well as make the appropriate by-law provisions necessary to implement the guidelines.”

#### **18.4 Councillor Mancini**

“TAKE NOTICE that, at the next meeting of Halifax Regional Council to be held on June 21, 2016, I propose to move amendments to Administrative Order 29, *Respecting Civic Addressing Policies*, the purpose of which is to approve the naming of four public streets and the renaming of six portions of a private road for the period from March 1-31, 2016.”

#### **16. IN CAMERA (IN PRIVATE)**

MOVED by Councillor Watts, seconded by Councillor McCluskey

**THAT Halifax Regional Council convene to In Camera (In Private).**

**MOTION PUT AND PASSED.**

Council moved In Camera (In Private) at 6:57 p.m. and reconvened at 9:08 p.m.

#### **16.1 Property Matter**

A matter pertaining to providing instruction and direction to officers and employees of the Municipality pertaining to the acquisition / sale of land in regard to

##### **16.1.1 Property Disposal – Parcel RL-F – Walcot Run, PID No. 41194846 – *Private and Confidential Report* – Deferred from May 31, 2016**

This matter was deferred during the approval of the order of business.

##### **16.1.2 Release of Buy-Back Agreement – City of Halifax Non Profit Housing Society – 2275 Brunswick Street, Halifax – *Private and Confidential Report***

This matter was dealt with In Camera (In Private) and was deferred to the June 21, 2016 meeting.

##### **16.1.3 Councillor Mosher – Requirements in Land Lease Agreement – *Private and Confidential Report***

This matter was dealt with later in the meeting, see page 17.

#### **16.2 Labour Relations**

A matter pertaining to reports, advice and recommendations, instruction or direction to officers and employees of the Municipality concerning labour relations and employee negotiations arising out of the contract or contract negotiations with one of the Municipalities unions.

**16.2.1 Halifax Civic Workers'/ Canadian Union of Public Employees, Local 108 (CUPE)  
Collective Bargaining Update – *Private and Confidential Information Item Brought  
Forward – May 31, 2016***

This matter was addressed In Camera (In Private).

**16.2.2 Halifax Civic Workers'/Canadian Union of Public Employees, Local 108 (CUPE)  
Collective Bargaining Update – Private and Confidential Report**

This matter was addressed In Camera (In Private) and was ratified in public as follows:

MOVED by Councillor Rankin, seconded by Councillor McCluskey

**THAT Halifax Regional Council approve the recommendation set out in the private and confidential staff report dated June 2, 2016.  
It is further recommended that the private and confidential staff report dated June 2, 2016 not be released to the public.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage, Deputy Mayor Whitman and Councillors Dalrymple, Mancini, Mosher and Johns

Item 16.1.3 was addressed at this time.

**16.1.3 Councillor Mosher – Requirements in Land Lease Agreement – *Private and Confidential Report***

This matter was dealt with In Camera (In Private) and ratified in public as follows:

MOVED by Councillor Walker, seconded by Hendsbee

**That Halifax Regional Council approve the In Camera (In Private) motion regarding the lease agreement as per the In Camera (In Private) discussion on June 14, 2016.**

**MOTION PUT AND PASSED UNANIMOUSLY.**

Not present: Mayor Savage, Deputy Mayor Whitman and Councillors Dalrymple, Mancini, Mosher and Johns

**17. ADDED ITEMS – NONE**

**18. NOTICES OF MOTION**

This matter was dealt with earlier in the meeting, see page 15.

**19. ADJOURNMENT**

The meeting adjourned at 9:10 p.m.

Kevin Arjoon  
Municipal Clerk